

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of:

Jeffrey W. Kadyk

Art Unit: Unassigned

Application No. 10/509,361

Examiner: Unassigned

Filed: September 24, 2004

For: REVERSING AUGER SYSTEM

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Attn: Office of Petitions
Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The above-identified patent application became abandoned on the day after November 7, 2005, for failure to timely file an an Oath or Declaration in compliance with 37 CFR 1.497(a) and (b) with the U.S. Patent and Trademark Office.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

The items checked below are appropriate:

1. Proper reply

A. The proper reply in the form of the filing of an Oath or Declaration in compliance with 37 CFR 1.497(a) and (b):

- ☐ has been filed previously on _____.
- ☒ is enclosed herewith.

2. Terminal disclaimer with disclaimer fee

- ☒ Since this international application has a filing date on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ for a small entity or \$ for other than a small entity disclaiming the required period of time is enclosed herewith.

3. Statement: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

4. **Petition fee**

- ☐ Small entity-fee \$750.00 (37 CFR 1.17(m)). Applicant claims small entity status.
☒ Other than small entity-fee \$1,500.00 (37 CFR 1.17(m)).

5. **Late Filing of Declaration Surcharge** \$ 130.00

6. **Extension of Time**

Applicants petition for a five-month extension of time under 37 CFR 1.136, the fee for which is \$2,160.00

7. **Fee Payment**

Please charge Deposit Account No. 12-0913 the sum of \$3,790.00. Please charge any any fee deficiencies or credit any overpayments to Deposit Account No. 12-0913.

Respectfully submitted,



Date: July 17, 2007

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